



City of Atlanta | Department of City Planning
NEIGHBORHOOD PLANNING UNITS

NOTICE TO APPEAR

City Code Section 10-48(e) requires Applicants for liquor licenses to appear before the NPU in which the proposed licensed establishment is located. You are scheduled to appear before:

NEIGHBORHOOD PLANNING UNIT: E

MEETING DATE: March 7, 2023, 6:30 PM, which DCP has determined to be the date of the next regularly scheduled meeting at which it is possible for the Applicant to appear. For meeting details, please reach out to:

Contact person(s):

Courtney Smith, 917-805 7731, chair@npueatlanta.org and agenda@npueatlanta.org

The Applicant should be familiar with City Code Sec. 10-48. Among other things, City Code Sec. 10-48(f) provides in pertinent part:

All Applicants for licenses to sell alcohol shall abide by the following regulations pertaining to appearances before the appropriate NPU:

- The Applicant shall appear before the appropriate NPU on the scheduled date set forth in the notice to appear.
- At such meeting, the Applicant shall be prepared to respond, to the best of his or her ability, to any questions regarding Section 1 of the application.
- The Applicant shall provide, to the best of his or her ability, any additional relevant information about the proposed licensed establishment, which the NPU members want to know.
- If the applicant fails to appear at the NPU meeting on the scheduled set forth in the notice to appear, the applicant shall be required to request from the DCP a new date on which the applicant shall appear before the NPU and a new notice to appear. The NPU shall submit its original NPU Report Form to DCP indicating that the applicant failed to appear by checking that box on the form. Once the DCP schedules a new date for the applicant to appear, the DCP shall send to the NPU designee a new notice to appear and a new NPU report form.

City Code does **NOT** require liquor license Applicants to attend any neighborhood meeting(s) as a pre-condition to being heard by the NPU on the meeting date noted in the Notice to Appear.



CITY OF ATLANTA

DEPARTMENT OF PLANNING

55 TRINITY AVENUE, SUITE 3360
ATLANTA, GEORGIA 30335
404.330.6146

Andre Dickens
MAYOR

ATLANTA POLICE DEPARTMENT
Darin Schierbaum
CHIEF OF POLICE

THIS NOTIFICATION IS TO ADVISE THAT THE APPLICANT HAS SUBMITTED AN APPLICATION WITH THE ATLANTA POLICE DEPARTMENT - LICENSE AND PERMITS UNIT. THE REQUEST IS TO OPERATE AN ALCOHOL ESTABLISHMENT WITHIN THE CITY OF ATLANTA. PLEASE SCHEDULE THE APPLICANT AND FORWARD THE RESPECTIVE NEIGHBORHOOD PLANNING UNIT RECOMMENDATION TO THE LICENSE AND PERMITS UNIT OF THE ATLANTA POLICE DEPARTMENT.

TOAST ON LENOX-MIDTOWN, LLC d/b/a TOAST ON LENOX-MIDTOWN

Business Name

349 14TH STREET NW ATLANTA, GA 30318

Business Address

VIRGIL HARPER

Agent

FEBRUARY 3, 2023

Date

FYI COURTESY REMINDERS AND *YOUR* RESPONSIBILITY!!!

• AFFIDAVIT OF PUBLICATION

A banner 3ft x 4ft in dimensions, black lettering measuring shall be 1 inch by 2 inches in size and shall face toward all public streets, sidewalks or other public property which adjoin the location so as to be clearly legible by persons using such public area. The sign required by this section shall be posted on the property at least 15 days prior to the date of appearance before the License and Review Board as specified on the signage. The notice shall state the time, place and purpose of meeting; and the name of the applicant(s). The posting shall not be subject to the sign ordinance of the City of Atlanta.

• APPLY FOR THE STATE ALCOHOL LICENSE

ALCOHOL CANNOT BE SOLD OR SERVED UNLESS A LICENSE HAS BEEN APPROVED BY THE STATE

Georgia Department of Revenue
Atlanta Headquarters
1800 Century Centre Blvd. NE
Atlanta, Georgia 30345
404.417.4477

FAILURE BY THE APPLICANT TO PROMPTLY FILE THE ABOVE REQUEST(S) MAY DELAY THE SCHEDULED HEARING DATE OF THE APPLICATION BEFORE THE LICENSE REVIEW BOARD.

For more Information contact the License & Permits Unit:
Sgt. Thompson 404.546.6672 (jtthompson@atlantaga.gov)

Officer L. Cannon

lcannon@atlantaga.gov

404-546-4813

CITY OF ATLANTA POLICE DEPARTMENT APPLICATION FOR LICENSE TO SELL ALCOHOLIC BEVERAGE

NEIGHBORHOOD PLANNING UNIT (NPU) _____ REPORT
TO LICENSE REVIEW BOARD

Atlanta Police Department - License and Permits Unit will submit a copy of Section 1 of the application to the Bureau of Planning. The Bureau of Planning will obtain and send a "Notice to Appear" including a date for the applicant's appearance at the appropriate NPU. Failure by the applicant to attend the NPU meeting will result in the application not moving forward by the License & Permits Unit.

Application Date: FEBRUARY 3, 2023

Proposes to operate a (n)

Circle one:

VIRGIL HARPER

Name of Applicant

New Business

Change of Owner

RESTAURANT

Type of Business

Change of Agent

Other

TOAST ON LENOX-MIDTOWN, LLC d/b/a TOAST ON LENOX-MIDTOWN

Name of Business

349 14TH STREET NW ATLANTA, GA 30318

Address of Business City, State, Zip Code

2458 FIGARO DRIVE ATLANTA, GA 30339

Address of Applicant City, State, Zip Code

404-536-0098

Applicant Phone Number

chefharper@toastonlenox.com

Applicant Email Address

NPU Date

To: Chief of Police
Attention - License & Permits Unit

This is to advise that agent/licensee VIRGIL HARPER appeared before our NPU meeting on the above meeting date to obtain a license at the above listed location.

Applicant Did Not Appear

NPU Recommendation: Approved

Denied

No Recommendation

Comments: _____

Date

NPU Chairperson or Designated Representative

Date

Commissioner, DPCD or Designee

FOR LICENSE & PERMITS USE ONLY

License Review Board Hearing: _____

DPCD notified: Yes No

Noticed By: _____

Date: _____

SECTION 1

All applications must be typed or printed in black ink. Each question must be completely and correctly answered. If the space provided is not sufficient, attach additional sheets. Applications must be signed, dated, notarized and filed in the License and Permits Unit, 3493 Donald Lee Hollowell Parkway, Atlanta, GA. All required supporting documents must be attached. The three hundred-dollar (\$300) filing fee and the annual filing fee is payable by money order, cashier's check or certified check. A copy of the Alcohol Code can be obtained at City Hall or on the web at www.atlantaga.gov.

ALCOHOL LICENSE RECORD NO. :	ALCO-1222-17840
FOR THE YEAR :	2022
APPLICATION DATE :	December 28, 2022
LEGAL NAME OF BUSINESS :	Toast on Lenox-Midtown, LLC
OPERATING/TRADING NAME OF BUSINESS :	Toast on Lenox-Midtown
LOCATION OF BUSINESS :	349 14TH STREET NW ATLANTA,GA 30318-0000
COUNCIL DISTRICT :	
NPU :	
LICENSEE/AGENT :	Virgil Harper
LOCATION STATUS:	New Business

LIQUOR

BEER

WINE

- BAR
- CONSUMED ON PREMISE
- CONVENTION CENTER
- HOTEL
- IMPORTER
- LOUNGE
- MANUFACTURER/BREWERY
- NIGHT CLUB
- PRIVATE CLUB
- RESTAURANT
- RETAIL PACKAGE STORE
- SPORTS COLISEUM
- SUITES HOTEL
- WHOLESALE
- OTHER
- NOT APPLICABLE

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- WHOLESALE
- OTHER
- NOT APPLICABLE

IF OTHER, SPECIFY

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ACTIVITIES PROPOSED ON PREMISE

- CUSTOMER DANCING
- LIVE ENTERTAINMENT
- ADULT ENTERTAINMENT
- N/A

CITY OF ATLANTA POLICE DEPARTMENT APPLICATION FOR LICENSE TO SELL ALCOHOLIC BEVERAGE

Has location had alcohol license within the last 12 months? **No**

Proposed Location Zoned:

NOTE: YOU MUST MEET ALL DISTANCE REQUIREMENTS PURSUANT TO ATLANTA CITY CODE

Using your certified survey, provide the distance in miles from nearest locations below:

A.	Distance from closest private residence:	n/a
B.	Distance from closest private residence on same street:	n/a
C.	Distance from closest college campus or school ground:	n/a
D.	Distance from closest branch of any Atlanta Public library:	n/a
E.	Distance from closest church or place of worship:	n/a
F.	Distance from closest park or recreational area:	n/a
G.	Distance from any public housing owned or operated by any Government agency/authority:	n/a
H.	Distance from closest retail package store:	n/a
I.	Is premises for license located in a shopping center?	Yes
J.	If yes, does shopping center contain 80,000 square feet or more?	I Am Not Sure
K.	Distance from any private hospital, or mental health care facility, or public hospital which is owned and operated by any government agency or authority and used for hospitalization:	n/a
L.	Distance from any tattoo establishment:	n/a

Hours said manager will be on the premise: **40 per week**

What is the manager's business experience? **20 years in restaurant industry**

Has the manager worked in this or a similar capacity? **Yes**

If yes, explain: **20 years in restaurant industry**

Does Agent/License or any member of the Partnership, Corporation or Stockholder currently hold an Alcohol license (Including a server permit)? **Yes**

Has Agent/License or any member of the Partnership or Corporation or Stockholder ever applied for an Alcoholic Beverage license (or server's permit)? **Yes, Issued**

If yes, please check the appropriate status and explain:

LICENSED PREMISES

Property Ownership:

Date of Purchase	Purchase Price	Seller's Name

Rental or Lease:

Property Owner's Name	Property Owner's Address	Cost to Rent/Lease	Payment Schedule	How Is Rent Determined
Kool Korners, LLC	277 The Prado NE Atlanta, GA 30309	\$8,734	Monthly	In accordance with Lease Agreement

Is business located in a hotel or motel? No

If yes, name of hotel or motel:

If the business is to be operated as a department inside premises where another business is operating, give details of the existing business. n/a

What will be your business/operating hours? 7:00AM-4:00PM MON-FRI; 8:00AM - 4:00PM SAT - SUN

Where will your trash receptacle be located? Out Back

What arrangements have you made for trash removal? Waste Management

How often will you clean your property? Daily

What is your plan for complying with Code Section 10-215 of the Alcohol Code regarding sanitation, unlawful conduct and fire prevention on the premises? Business will utilize management and staff to ensure all applicable laws are enforced.

What type of security do you plan to have? Alarm system and security systems

Do you offer your employees training with respect to items covered by the alcohol code? Yes

If yes, what type of training and how do you plan to prevent the selling to and consumption by underage consumers of alcohol and tobacco products on your premises? TIPS CERTIFICATE, Mandatory age verification

What type of buffering do you have/will you provided to alleviate the effects of noise, lighting, odors, traffic or other nuisances on surrounding properties? Do you have any plans to prevent un-permitted vending on your property? All noise, lighting, odors, traffic, or other nuisances will be contained inside.

Describe the traffic and pedestrian ingress and egress to/from the property and to/from any existing or proposed structure on the property. All traffic ingresses and egresses will flow from 14th Street

If your parking lot is over 30 spaces, do you meet the "Parking lot requirements" for trees found in the Atlanta City Code of Ordinances, Chapter 158, Article II, Division 1, Section 158-30? Yes

Does your business comply with all applicable requirements of the Sign Ordinance found in the Atlanta City Code of Ordinances, Part III Land Development Code Part 16, Zoning Chapter 28A? **Yes**

ON PREMISES CONSUMPTION LICENSE

SEATING CAPACITY:

Location Type	Number of Seats
Restaurant	75

Describe kitchen Facilities:

Full commercial kitchen

LIST NUMBER OF EMPLOYEES:

Cooks : 6
 Waiter/Waitress : 4
 Alcohol Servers: 10
 Other Employees : 0

Is business air conditioned?

Yes

Will you have live entertainment?

No

Expected Revenue:

Type of Revenue	Percentage
Food Sales	50%
Alcohol Sales	50%

What is the total square footage of the licensed premises?

2,382

How many parking spaces are you required to have?

50

Does the location have on-site parking?

Yes

How many spaces?

50

If no or if parking is insufficient, what arrangements have you made for parking?

Will you be applying for a Certificate of Exemption from the City of Atlanta's Prohibition of Smoking? (See City of Atlanta Code of Ordinances Sec. 86-32 - Prohibition of smoking, and Sec. 10-76. - Indoor Air Certificate of Exemption) **No**

PACKAGE LICENSE

If you are applying for a package store license, complete the following questions:

Do you propose to operate this store solely as a package store?

CITY OF ATLANTA POLICE DEPARTMENT APPLICATION FOR LICENSE TO SELL ALCOHOLIC BEVERAGE

Give the amount of the gross sales of the retail liquor store at the licensed location for the previous twelve months and state the dates used in computing the gross:

Begin Date	End Date	Gross Revenue (PreviousYear)

Does the Agent, Licensee, Spouse, or any other owner(s), partner(s) or stockholders have an interest in other liquor stores?

Name	Name and Location of Business	Position	% Interest

Do you or your spouse or any partner or stockholder have any financial interest in any wholesale liquor business?